

AO 441 (Rev. 5/85) Third Party summons in a Civil Action

United States District Court

Northern District of Oklahoma

STATE OF OKLAHOMA, ex rel., et al.
PLAINTIFF

v.

TYSON FOODS, INC. et al.
DEFENDANTS AND THIRD-PARTY PLAINTIFFS

THIRD PARTY SUMMONS IN A CIVIL ACTION

v.

City of Tahlequah, et al.
THIRD PARTY DEFENDANTS

CASE NUMBER: 05-CV-0329 TCK-SJA

To: **Bill Stewart d/b/a
 Dutchman's Cabins
 34077 S. 528 Rd.,
 Cookson OK 74427**

YOU ARE HEREBY SUMMONED and required to file with the clerk of this court and serve upon

PLAINTIFF ATTORNEY

Douglas Allen Wilson
 Melvin David Riggs
 Richard T. Garren
 Sharon K. Weaver
 Riggs Abney Neal Turpen Orbison & Lewis
 502 West 6th Street
 Tulsa, OK 74119-1010

**DEFENDANT AND THIRD
PARTY PLAINTIFFS
ATTORNEYS:**

A. Scott McDaniel
 Joyce, Paul & McDaniel PLLC
 1717 South Boulder, Suite 200
 Tulsa, OK 74119
 For Peterson Farms

Robert W. George
 Kutack Rock LLP
 The Three Sisters Building
 214 West Dickson Street
 Fayetteville, AR 72701-5221
 For Tyson Foods, Inc.

R. Thomas Lay
 Kerr, Irvine, Rhodes & Ables
 201 Robert S. Kerr Ave., Suite 600
 Oklahoma City, OK 73102
 For Willow Brook Foods, Inc.

Robert P. Redemann
 Lawrence W. Zeringue
 David C. Senger
 Perrine, McGivern, Redemann, Reid,
 Berry & Taylor, PLLC
 P. O. Box 1710
 Tulsa, OK 74101-1710
 For Cal-Maine Foods, Inc.

George W. Owens
 Randall E. Rose
 The Owens Law Firm, P.C.
 234 West 13th Street
 Tulsa, OK 74119
 For George's Inc.

John R. Elrod
 Vicki Bronson
 Conner & Winters, P.C.
 100 West Center Street, Suite 200
 Fayetteville, AR 72701
 For Simmons Foods, Inc.

an answer to the Third-Party Complaint which is herewith served upon you within **20 days** after the service of this summons upon you exclusive of the date of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the Third-Party Complaint. There is also served upon you herewith a copy of the Complaint of the Plaintiff. You have the option of answering or not answering the Plaintiff's Complaint *unless* (1) this is a case within Rule 9(h) Federal Rules of Civil Procedure, *and* (2) the Third-Party Plaintiff is demanding judgment against you in favor of the original Plaintiff under the circumstances described in Rule 14(c) Federal Rules Civil Procedure, in which situation you are required to make your defenses, if any, to the claim of Plaintiff as well as to the claim of the Third-Party Plaintiff.

MAR 15 2006

Phil Lombardi

Clerk

 Date


 (By) DEPUTY CLERK

